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**UNITED STATES DEPARTMENT OF COMMERCE**  
**PATENT AND TRADEMARK OFFICE**

SERIAL NUMBER: 09/885,642

ART UNIT: 1762

FILING DATE: 06/20/2001

EXAMINER: Cameron, Erma C.

APPLICANT: Darrell W. Kelsoe

DATE OF OFFICE ACTION: 07/29/2004

TITLE: Process for Treating Wood and Products      DATE OF RESPONSE: 09/28/2004  
From Treated Wood

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Amendment Under 37 C.F.R. 1.116 and 1.114

The Honorable Commissioner of  
Patents and Trademarks  
Washington, D.C. 20231

Sir:

Applicant files this Amendment pursuant to 37 CFR 1.114 and Under 37 C.F.R. 1.116 in response to the final Office Action dated 09/03/2004, and as an amendment in conjunction with an RCE filed in conjunction herewith. This amendment is timely-filed one month extended. A petition for extension of time is filed herewith, as well as the appropriate fee. Also filed herewith is a request pursuant to 37 CFR 1.114 Request for Continued Examination (RCE) along with the appropriate fee. . The applicant is a small entity. The Examiner entry and consideration of this Amendment which raises no new issues is respectfully requested. Please substitute this amendment for the amendment filed 2004.

This is in response to the Non-Final Office Action of July 29, 2004 having a period of response set to expire by August 29, 2004. Any deficiency is authorized to be charged to deposit account 06-2129 in the name of Gregory Friedlander. The following amendments and remarks

1 are respectfully submitted.

2 It is timely submitted filed 1 months extended. A first month extension fee in the amount  
3 of \$55.00 is filed herewith..